

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Lona Beach, CA 90802-4664

1 FIFTH AMENDMENT TO AGREEMENT NO. 33772

2 **33772**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 33772 is made and
4 entered, in duplicate, as of December 15, 2017 for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting on
6 December 2, 2014, by and between WILLDAN ENGINEERING, a California corporation
7 ("Consultant"), with a place of business at 13191 Crossroads Parkway North, Suite 405,
8 Industry, California 91746-3443, and the CITY OF LONG BEACH, a municipal corporation
9 ("City").

10 WHEREAS, City requires specialized services requiring unique skills to be
11 performed in connection with on-call planning consulting services; and

12 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
13 33772 (the "Agreement") whereby Consultant agreed to provide these services; and

14 WHEREAS, the Parties entered into a First Amendment to the Agreement to
15 increase the total not to exceed Agreement amount to \$225,000; and

16 WHEREAS, the Parties entered into a Second Amendment to the Agreement
17 to increase the total not to exceed Agreement amount to \$475,000; and

18 WHEREAS, the Parties entered into a Third Amendment to the Agreement
19 to increase the total not to exceed Agreement amount to \$975,000; and

20 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement
21 to increase the total not to exceed Agreement amount to \$1,475,000 and extend the term;
22 and

23 WHEREAS, the Parties desire to extend the term an additional one (1) year
24 period;

25 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
26 conditions herein contained, the Parties agree as follows:

- 27 1. Section 2 of the Agreement is hereby amended to read as follows:
28 "2. TERM. The term of this Agreement shall commence at midnight on

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Lona Beach, CA 90802-4664

1 January 1, 2015, and shall terminate at 11:59 p.m. on December 31, 2018, unless sooner
2 terminated as provided in this Agreement, or unless the services or the Project is
3 completed sooner.”

4 2. Except as expressly modified herein, all of the terms and conditions
5 contained in Agreement No. 33772 are ratified and confirmed and shall remain in full force
6 and effect.

7 IN WITNESS WHEREOF, the Parties have caused this document to be duly
8 executed with all formalities required by law as of the date first stated above.

9
10
11 December 22, 2017

WILLDAN ENGINEERING, a California
corporation
By Will Clayett
Name William C. Clayett
Title Sr. Vice Pres.

12
13 December 22, 2017

By Salvador Lopez Jr
Name Salvador Lopez Jr
Title Director of Planning

“Consultant”

14
15
16
17
18 1/8, 2019

CITY OF LONG BEACH, a municipal
corporation
By [Signature]
City Manager

“City”

19
20
21 This Fifth Amendment to Agreement No. 33772 is approved as to form on
22 12/28, 2017

23
24 CHARLES PARKIN, City Attorney
25 By [Signature]
26 Deputy
27
28